



PATENT

Appl. No. 10/087,161
Amendment dated October 1, 2003
Attachment to Reply to Office Action of July 1, 2003

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Margaret A. Connor

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Margaret A. Connor

(Signature of Person Mailing Paper or Fee)

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Appl. No. : 10,087,161 Confirmation No. 2630
Applicant : Eric H. Erickson Jr. et al.
Filed : February 27, 2002
TC/A.U. : 1616
Examiner : John D. Pak
Docket No. : 0293.99R
Customer No. : 25278

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Supplemental Information Disclosure Statement
(Submission Prior to Final Rejection or Notice of Allowance)

Sir:

Pursuant to 37 CFR 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications or other information submitted for consideration by the Office (except U.S. patent applications) are listed on PTO/SB/08, attached hereto.

10/08/2003 EAREGAY1 00000136 502135 10087161

01 FC:1806 180.00 DA

II. COPIES (check at least one item)

- a. X Submitted herewith is a legible copy of (i) each U.S. patent application publication and U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; (iii) for each cited pending U.S. application, the application specification including the claims, and any drawing of the application, or that portion of the application which caused it to be listed including any claims directed to that portion; and (iv) all other information or that portion which caused it to be listed.
- b. Any patents, publications or other information which are listed on PTO/SB/08 or on the copies of PTO 892 but which are not enclosed herewith were previously cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 USC 120:

U.S. Serial Number

U.S. Filing Date

III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one item)

- a. X Except as may be indicated below in (b), all patent, publications or other information are in the English language (concise explanation not required).
- b. A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:
- c. The following additional information is provided for the Examiner's consideration:

IV. CROSS REFERENCE TO RELATED APPLICATIONS

The Examiner is advised that the following co-pending application(s) contain(s) subject matter that may be related to the present application. By bringing this (these) application(s) to the Examiner's attention, applicant does not waive the confidentiality provisions of 35 USC 122:

Serial No.
60/272,097

Filing Date
02/28/2001

Art Unit

FEES

- V. THIS IDS IS BEING FILED UNDER 37 CFR 1.97(b): (check one item)
- a. ☐ Within three months of the filing date of a national application other than a continued prosecution application under § 1.53 (d). [37 CFR 1.97(b)(1)].
No fee or statement is required.
- b. ☐ Within three months of the date of entry of the national stage as set forth in §1.491 in an international application [37 CFR 1.97(b)(2)].
No fee or statement is required.
- c. ☐ Before the mailing date of the first Action on the merits [37 CFR 1.97(b)(3)].
No fee or statement is required.
- d. ☐ Before the mailing of a first office action after the filing of a request for continued examination under § 1.114 [37 CFR 1.97 (b)(4)].
No fee or statement is required
- VI. THIS IDS IS BEING FILED UNDER 37 CFR 1.97(c):
before the mailing date of a Final Office Action under 37 CFR 1.113 [See 37 CFR 1.97(c)(1)] or before the mailing date of a Notice of Allowance under 37 CFR 1.311 [See 37 CFR 1.97(c)(2)]. (check one item)
- a. ☒ No statement; therefore, a fee in the amount of \$ 180.00 is required by 37 CFR 1.17(p); or
- b. ☐ See the statement below. No fee is required.
- VII. Statement Under 37 CFR 1.97(e)
The undersigned hereby certifies that: (check only one item)
- a. ☐ each item of information contained in the IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or

- b. ☐ no item of information contained in the IDS was cited in a communication from a foreign patent office in a counterpart foreign application and, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this statement.
- c. ☐ Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned certifies that each item of information contained in the IDS was cited in a communication for a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no items of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this statement.

VIII. Payment of Fees (check one item)


- a. ☐ NO FEE IS REQUIRED.
- b. ☒ Please charge Deposit Account No. 50-2135 in the amount of \$ 180.00 for the above-indicated fee.

This disclosure Statement is not to be construed as a representation that (i) a search has been made; (ii) additional information material to the examination of this application does not exist; or (iii) the cited information constitutes prior art in the subject application.

If this IDS is determined to not fully comply with the rules, the Examiner is urged to contact the undersigned.

Please charge any additional fees or credit any overpayment pursuant to 37 CFR 1.16 or 1.17 to Deposit Account 50-2135.

Respectfully submitted,


Margaret A. Connor
Attorney of Record
Registration No. 30,043

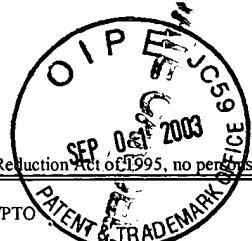
Telephone: (510) 527-1418
or 559-6067

Appl. No. 10/087,161
Amendment dated October 1, 2003
Attachment to Reply to Office Action of July 1, 2003

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Enclosures

☒ PTO/SB/08 (1 page)
☐ PTO-892
☒ References (11)
☐ Foreign Search Report
☐ Fee
☐ Other:



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(Use as many as necessary)

Application Number	10/087,161
Filing Date	02/27/2002
First Named Inventor	Eric H. Erickson Jr. et al.
Art Unit	1616
Examiner Name	John D. Pak
Attorney Docket No.	0293.99R

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Express Mail No. **EU 972807140 US** Date: **October 1, 2003**

Margaret A. Connor

Sheet	1	of	1
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Examiner Initials*	Cite No. ¹	Document Number Number – Kind Code ²	Publication Date MM-DD-YYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	BM6	US-2003/0091657 A1	05-15-2003	Chiasson	Paragraph [0103]
	BN6	US-2002/0193437 A1	12-19-2002	Nagatsuka et al.	Paragraph [0017]
	BO6	US-2003/0005484 A1	01-02-2003	Crandall, JR. et al.	Paragraph [0026]
	BP6	US-2002/0176899 A1	11-28-2002	Mishima et al.	Paragraph [0030]
	BQ6	US-2002/0099101 A1	07-25-2002	Emerson et al.	Paragraph [0021]
	BR6	US-6,372,239 B1	04-16-2002	Wu et al.	Col. 10, Line 57
	BS6	US-5,990,157	11-23-1999	Zocchi et al.	Col. 5, Line 30
	BT6	US-5,948,743	09-07-1999	Fonsny et al.	Col. 10, Line 61
	BU6	US-5,839,224	11-24-1998	Emerson et al.	Col. 6, Line 55
	BV6	US-5,719,114	02-17-1998	Zocchi et al.	Col. 14, Line 61
	BW6	US-5,676,958	10-14-1997	Emerson et al.	Col. 5, Line 29
		US-			
		US-			

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵				
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication with applicant. ¹ Applicant's unique citation designation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

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